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PATENT
Attorney Docket No.: 021911-000500US
Client Ref. No.: OBM30

TOWNSEND and TOWNSEND and CREW LLP

By: Timothy S. Paulin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Miles W. Carroll, et al.

Application No.: 09/533,798, now U.S.
Patent 7,148,035

Filed: March 24, 2000

For: POLYPEPTIDE

Customer No.: 20350

Confirmation No. 2448

Examiner: Ali Reza Salimi

Technology Center/Art Unit: 1648

CORRECTION OF ERROR IN SMALL
ENTITY STATUS UNDER 37 C.F.R. §
1.28(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As set forth at 37 C.F.R. § 1.28(c), Applicants respectfully submit that small entity status in this application was established in good faith upon the filing of the instant application, but it has now been discovered that the “small entity” issue fee paid November 18, 2005 was in error. Thus compliance with 37 C.F.R. § 1.28(c)(1) and 37 C.F.R. § 1.28(c)(2) is provided below to correct the error.

By way of background, the undersigned paid the issue fee in the instant application on November 18, 2005 as a small entity based upon information and belief that small entity status was still applicable in the instant application. On February 13, 2007, the undersigned learned that small entity status was not applicable at the time of issue fee payment and that correction was required. The instant submission is thus believed to be timely filed.

This submission also provides notification under 37 C.F.R. § 1.27(g)(2) that Small Entity status is no longer claimed in this matter (SN 09/533,798 or U.S. Patent 7,148,035).

37 C.F.R. § 1.28(c)(1)

This submission is limited to the deficiencies in payment of the instant application.

37 C.F.R. § 1.28(c)(2)

The table below calculates the deficiency owed for each previous fee erroneously paid as a small entity. Included below are the itemization of each fee type, the small entity fee actually paid, the deficiency owed, and the total deficiency payment owed.

Fee Type and Payment Date	Small Entity Fee Paid	Current Fee Amount	Deficiency
Issue Fee (November 18, 2005)	700	1400	700
			Total: \$700

Applicants believe that the above Total Deficiency (\$700) is the total payment owed and now enclosed herewith.

Respectfully submitted,



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